MINUTES FOR THE COURT OF APPEAL STATE OF CALIFORNIA SECOND APPELLATE DISTRICT

February 2, 2006

DIVISION TWO

B183833 People (Not for Publication)

v. Ponce

The Court:

The judgment is affirmed.

Doi Todd, Acting P.J., Ashmann-Gerst, J., Chavez, J.

B182202 People (Not for Publication)

v.

Schula

The judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.

Doi Todd, J.

B181550 People (Not for Publication)

v. Mack

The judgment (order granting probation) is affirmed.

Chavez, J.

We concur: Doi Todd, Acting P.J.

Ashmann-Gerst, J.

DIVISION TWO (Continued)

B181128 People (Not for Publication)

v. Yates

The judgment is modified by striking the award of 84 days conduct credit and, as modified, the judgment is affirmed. The superior court is directed to amend the abstracts of judgment in accordance with the views expressed in this opinion.

Chavez, J.

We concur: Doi Todd, Acting P.J.

Ashmann-Gerst, J.

B182327 People (Not for Publication)

v.

Jackson, et al.

The orders of sentencing are reversed. On remand, the trial court shall resentence appellants. Pursuant to People v. Oates, supra, 32 Cal.4th 1048 and section 12022.53, subdivision (f), the trial court shall impose section 12022.53 enhancements consecutive to each of the five base terms. It should impose only the greatest of the firearm discharge enhancements found with respect to each count, i.e., either the section 12022.53, subdivision (d) enhancement or the section 12022.53, subdivisions (d) and (e)(1) enhancement. The other enhancements are to be stayed. Additionally, the trial court shall designate which of the base terms for the offenses in counts 1 through 5 are to be imposed consecutively, if any, with respect to each of the other counts. In all other respects, the judgments are affirmed. The trial court shall send amended abstracts of judgment reflecting its new sentences to the California Department of Corrections.

Chavez, J.

We concur: Boren, P.J.

Doi Todd, J.

DIVISION TWO (Continued)

B182607 People (Not for Publication)

v.

Laverett

The judgment (order granting probation) is modified to provide for a state penalty assessment of \$50, a county penalty assessment of \$35, a 20 percent state surcharge of \$10, a state construction penalty of \$25 and a court security fee of \$20 and is otherwise affirmed. On remand, the trial court is directed to modify the abstract of judgment and conditions of probation accordingly.

Chavez, J.

We concur: Boren, P.J.

Ashmann-Gerst, J.

DIVISION FOUR

B179981 Slaney (Not for Publication)

v.

Signal Aviation Underwriters, Inc., et al.

The judgment of dismissal entered on September 27, 2004, is reversed, and the cause is remanded to the trial court with directions to vacate its order granting the motion to strike in its entirety without restricting it to Wasserman, to vacate its order denying leave to file an amended compliant, and for further proceedings consistent with this opinion. Appellant shall have his costs on appeal.

Hastings, J.

We concur: Epstein, P.J.

Curry, J.

B180194 Godinez

v.

Godinez

Filed order denying petition for rehearing.

DIVISION FOUR (Continued)

B184091 People (Not for Publication)

v. Ochoa

The judgment is affirmed.

Hastings, J.

We concur: Epstein, P.J.

Curry, J.

B180723 People (Not for Publication)

v.

Monyei

The judgment is affirmed.

Curry, J.

We concur: Epstein, P.J.

Willhite, J.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Johnson, J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

Each of the following:

B175873	People v. Urias
B177872	People v. Roberto A.
B180252	People v. Rodriguez
B180485	People v. DeWayne B.
B180506	People v. Jordan

DIVISION SEVEN (Continued)

Each of the following (continued):

B180506 People v. Sanchez
B183456 People v. Williams et al.
B185352 People v. Martinez
B175984 Harrison et al., v. Rexhall Industries

Argument waived, cause submitted.

B178430 People

V.

Leon

Merits:

Argued by Robert Bacon for appellant and by Dawn Mortazavi, Deputy Attorney General for respondent. Cause submitted.

B179822 Bishop

v.

City of Los Angeles

Merits:

Argued by Diane Marchant for appellant and by Gerald Sato, Deputy City Attorney for respondent. Cause submitted.

B179966 Andrews et al.,

V.

USF Insurance Co.,

Merits:

Argued by Douglas Draper for appellants and by Curt Cutting for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B181303 Western State Petroleum

V.

So. Coast Air Quality

Merits:

Argued by Steven Kramer for appellant and by Matthew Zinn for

respondent. Cause submitted.

B176561 Bechtel Petroleum B179969 Chevron U.S.A., Inc.,

V.

Continental Insurance Co., Steadfast Insurance Co.,

Merits:

Argued by John Horwitz for appellants and by Wynn Sourial and Theodore Howard for respondents. Cause submitted.

Court recessed at 11:02.

Court reconvened at 1:30 p.m.

Perluss, P.J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

B183243 DCFS v. Mary V.

Argument waived, cause submitted.

B178244 Lincoln Fountain Villas

v.

State Farm

Merits:

Argued by Glenn Rosen for appellant and by Edwin Brown for respondent.

Cause submitted.

DIVISION SEVEN (Continued)

B174753 Fortson

V.

Co. of Los Angeles

Merits:

Argued by Toni Bruno for respondent. No appearance by appellant.

Cause submitted.

B181921 Jennemen et al.,

v.

Ceja et al.,

Merits:

Argued by Garrett Hines for appellants and by Bruce Guttman for

respondents. Cause submitted.

B180743 Oak Park Calabasa

v.

State Farm

Merits:

Argued by Jeffrey Ehrlich for appellant and by Kyle Kveton for respondent.

Cause submitted.

Court adjourned.